

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

HON. PATRICK J. DUGGAN
CIVIL NO. 08-13158

OPERATING ENGINEERS' LOCAL 324 PENSION FUND, ET.AL,

Plaintiff(s),

-v-

WEST MICHIGAN EARTH MANAGEMENT, LLC, ET.AL,

Defendant(s).

ORDER SETTING ASIDE ORDER TO SHOW CAUSE

At a session of said court, held in the
United States Courthouse, in the City of
Detroit, State of Michigan, on September 15, 2008.

PRESENT: THE HONORABLE PATRICK J. DUGGAN
UNITED STATES DISTRICT JUDGE

This Court having issued an Order to Show Cause for lack of progress and the
Defendants having filed an answer , therefore;

IT IS ORDERED that the Court's Order to Show Cause as to
why this case should not be dismissed for lack of progress be and the same is hereby SET
ASIDE.

s/Patrick J. Duggan
Patrick J. Duggan
United States District Judge

Dated: September 15, 2008

I hereby certify that a copy of the foregoing document was served upon counsel of record
on September 15, 2008, by electronic and/or ordinary mail.

s/Marilyn Orem
Case Manager